

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of Catalina Explorer Co., Inc., a California corporation (VCC-74), to amend its Certificate of Public Convenience and Necessity and to extend its operating authority to include scheduled service for the transportation of persons and baggage between Long Beach on the one hand and all points and places on Santa Catalina Island on the other hand.

Application 01-11-007
(Filed November 8, 2001)

**ADMINISTRATIVE LAW JUDGE'S RULING
DIRECTING APPLICANT TO RESPOND TO PROTEST**

Catalina Explorer Co., Inc. (Explorer) seeks amendment of its operating authority to permit it to provide scheduled service between Long Beach and all points on Santa Catalina Island. The application has been protested by Catalina Channel Express, Inc. (Express), which currently provides service between Long Beach and Santa Catalina Island, among other points.

The protest alleges, among other things, that a grant of the application will cause diminished service at Dana Point, that the proposed schedule does not include same-day return during peak periods of the year, that fare levels may be more expensive than fare levels of the competition, and, on information and belief, that Explorer has not secured necessary written docking and parking approvals at Long Beach.

This ruling directs Explorer to file a response to the protest addressing each of the allegations of Express and explaining whether Express has complied with, or is in the process of complying with, Ordering Paragraphs 3 and 4 of

Decision 99-05-029 with respect to its proposed new service. Explorer's response should be filed within 20 days of the date of this ruling. If necessary, a prehearing conference will be scheduled soon after Explorer's response to determine whether an evidentiary hearing will be necessary.

IT IS RULED that Catalina Explorer Co., Inc. within 20 days of the date of this ruling shall file a response addressing each of the allegations of Catalina Channel Express, Inc. in its protest to the application.

Dated April 9, 2002, at San Francisco, California.

/s/ GLEN WALKER

Glen Walker
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Directing Applicant to Respond to Protest on all parties of record in this proceeding or their attorneys of record.

Dated April 9, 2002, at San Francisco, California.

/s/ FANNIE SID

Fannie Sid

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.